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10/528,285	03/16/2005	Stephen J. Battersby	14509-0127US1 / P080482SE	6607
26161	7590	07/23/2009	EXAMINER	
FISH & RICHARDSON PC P.O. BOX 1022 MINNEAPOLIS, MN 55440-1022			CHOW, YUK	
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

PATDOCTC@fr.com

<b>Office Action Summary</b>	<b>Application No.</b> 10/528,285	<b>Applicant(s)</b> BATTERSBY ET AL.	
	<b>Examiner</b> YUK CHOW	<b>Art Unit</b> 2629	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 21 April 2009.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-27 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-9, 13-18 and 21-27 is/are rejected.
- 7) ☒ Claim(s) 10-12 and 19-20 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 112***

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

2. Claim 10 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claimed subject matter in claim 10: "a divider for dividing by 3 and providing a divisor and a remainder", it needs to be further defined. It is not clear on which signal was divided by 3. Similar subject matter in claim 19 is a better example for clarifying this subject matter.

### ***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-9, 13-18 and 21-27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Koyama et al. (US 6,597,349) in view of Nanno (US 7,173,612).

As to **claim 1**, Koyama discloses an active matrix display, comprising:

an array of pixels provided over a common substrate (see Fig. 10A), each pixel comprising a display element and a switching device (Fig. 10(1002); and

a column driver (Fig. 10(1003)) for providing signals to the pixels for driving the display elements, the column driver comprising digital to analogue converter circuitry (see Fig. 2(208)) and providing a first number of display element drive levels greater than 2,

wherein each pixel comprises means for converting the first number of display element drive levels (Fig. 15(1507) into a second, greater number, of pixel grey levels (see Col. 21 lines 23-35).

However, Koyama does not teach each pixel comprises means for receiving the first number of display element drive levels.

Nanno discloses a display device wherein teaches each pixel comprises means for receiving the first number of display element drive levels and converting into second, greater number of pixel grey levels (see Fig. 11, 13 and Col. 12 lines 8-49).

It would have been obvious to one ordinary skill in the art at the time of invention was made to incorporate each pixel having mean for converting grey levels as in Nanno into active matrix display of Koyama, because it improves grey scale performance (see Nanno Col. 3 lines 33-43).

As to **claim 2**, Koyama and disclose a display as claimed in claim 1, wherein the means for converting comprises, within each pixel, at least first and second display elements having different areas (see Nanno Fig. 11, 13).

As to **claim 3**, Koyama and Nanno disclose a display as claimed in claim 2, wherein the first and second display elements have areas in the ratio 1:2 (see Nanno Fig. 11, first and third display element have such ratio).

As to **claim 4**, Koyama and Nanno disclose a display as claimed in claim 1, wherein the means for converting comprises, within each pixel, charge redistribution circuit elements (See Koyama Fig. 2(207)).

As to **claim 5**, Koyama and Nanno disclose a display as claimed in claim 4, wherein the charge redistribution elements comprise two display elements (Koyama Fig. 2(S0, S1)), an input switch (Fig. 2(209)) between the input to the pixel and a first display element and a charge redistribution switch (Fig. 2(210)) between the first and second display elements (see Col. 7 lines 37-55).

As to **claim 6**, Koyama and Nanno disclose a display as claimed in claim 1, wherein the digital to analogue circuitry receives a 5 bit input (see Koyama Col. 23 lines 54-67, multi-bit DAC).

As to **claim 7**, Koyama and Nanno disclose a display as claimed in claim 6, wherein the output of the digital to analogue circuitry comprises a number of levels less than 32 (It's inherent that 5-bit input could have 32 possible levels).

As to **claim 8**, Koyama and Nanno disclose a display as claimed in claim 7, wherein the output digital to analogue circuitry comprises 22 possible levels (It's possible that 5-bit input could have 22 levels).

As to **claim 9**, Koyama and Nanno disclose a display as claimed in claim 1 further comprising a converter for deriving from a 6 bit drive signal a signal for selecting which one or ones of the first number of levels to apply to each display element (see Koyama Col. 3 lines 3-15).

As to **claim 13**, Koyama and Nanno disclose a display as claimed in claim 1, comprising a plurality of row conductors (Koyama Fig. 2(213)), a number of row conductors being associated with each row of pixels corresponding to the number of display elements within each pixel (see Fig. 2(214)).

As to **claim 14**, Koyama and Nanno disclose a display as claimed in claim 1, wherein each pixel comprises a memory element (Koyama Fig. 2(203)) for storing digital drive values for the display elements of each pixel (see Col. 2 lines 61-67).

As to **claim 15**, Koyama and Nanno disclose a display as claimed in claim 1, wherein the digital to analogue circuitry is provided on the common substrate (see Koyama Fig. 10A).

As to **claim 16**, Koyama and Nanno disclose a display as claimed in claim 15, wherein the pixel array and the digital to analogue circuitry are formed using low temperature polysilicon processing (See Koyama Col. 17 line 65- Col. 18 line 3).

As to **claim 17**, Koyama discloses a method of driving an active matrix display, comprising:

providing first and second drive voltages, the first and second drive voltages being selected from two adjacent drive voltage levels of a digital to analogue converter (Fig. 2(208)) which has more than 2 output levels (Fig. 2(210)).

However Koyama does not teach a display pixel having first and second display elements, within the pixel generating an intermediate grey level corresponding to a drive voltage between the first and second levels.

Nanno discloses an intermingling sub-pixels in discrete level display wherein teaches a display pixel having multiple display elements (Fig. 11, 13) and intermediate grey level (Col. 12 lines 8-49).

It would have been obvious to one ordinary skill in the art at the time of invention was made to incorporate each pixel having mean for converting grey levels as in Nanno into active matrix display of Koyama, because it improves grey scale performance (see Nanno Col. 3 lines 33-43).

As to **claim 18**, Koyama and Nanno disclose a method as claimed in claim 17, wherein the first display element has a first area and the second display element has a second area different to the first area, area weighting being used to generate the intermediate grey level (see Fig. 11, 13 and Col. 12 lines 8-49).

As to **claim 21**, Koyama and Nanno disclose a method as claimed in any one of claim 18, wherein a plurality of sub-rows of pixels are addressed in turn, each sub-row comprising respective display elements for each pixel (see Koyama Fig. 3).

As to **claim 22**, Koyama and Nanno disclose a method as claimed in any one of claim 18, wherein a plurality of rows of pixels are addressed in turn, each row being addressed once to address both display elements and a second time to readdress the second display element (see Koyama fig. 5).

As to **claim 23**, Koyama and Nanno disclose a method as claimed in claim 17, wherein charge sharing between the display elements is used to generate the intermediate grey level (It's inherently to share charge between different display elements to have different level of grey scale).

As to **claim 24**, Koyama and Nanno disclose a method as claimed in claim 23, wherein the first and second drive voltages are provided by a digital to analogue converter which receives a 5 bit input (see Koyama Col. 23 lines 54-67, multi-bit DAC).

As to **claim 25**, Koyama and Nanno disclose a method as claimed in claim 24, wherein the drive voltages are provided from a column driver circuit integrated onto the active plate of the active matrix display (See Koyama Fig. 10A).

As to **claim 26**, Koyama and Nanno disclose a method in claim 17, wherein each of first display and the second display element selectively receives the first drive voltage or the second drive voltage to enable the display pixel to generate four pixel grey levels (see Nanno Col. 3 lines 49-52).

As to **claim 27**, Koyama and Nanno disclose a method in claim 17, wherein the first display element and the second display element both received the first drive voltage or second drive voltage (see Nanno Col. 3 lines 33-41, gray-scale display is provided by combination of On/Off, or first/second voltage).

***Allowable Subject Matter***

4. Claims 10-12 would be allowable if rewritten to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action and to include all of the limitations of the base claim and any intervening claims.

5. Claims 19-20 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.



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6. The following is a statement of reasons for the indication of allowable subject matter: cited references do not teach or mention applicant's claimed limitation, "D/A converter which receives a 5-bit input derived from a 6-bit data signal by dividing the 6-bit data signal by 3 and providing a divisor and remainder" in claim 19.

***Response to Arguments***

7. Applicant's arguments with respect to claims 1-27 have been considered but are moot in view of the new ground(s) of rejection.

***Conclusion***

8. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to YUK CHOW whose telephone number is (571)270-1544. The examiner can normally be reached on 8-6 M-TH E.T..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amare Mengistu can be reached on 571 272-7674. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Y. C./

Examiner, Art Unit 2629

/Amare Mengistu/

Supervisory Patent Examiner, Art Unit 2629